



Ordinance Number 555

AN ORDINANCE MAKING CHANGES TO CHAPTER 131 OF THE CODE OF THE TOWN OF ELSMERE "LICENSES AND REGULATIONS"

Sponsored By: 1st District Councilman John Jaremchuk, Jr.

First and Second Reading:
May 10, 2012

Results: Passed 7 In Favor, 0 Opposed

Third and Final Reading:
July 12, 2012

Results: Passed 7 In Favor, 0 Opposed

Ordinance Number 555

AN ORDINANCE MAKING CHANGES TO CHAPTER 131 OF THE CODE OF THE TOWN OF ELSMERE "LICENSES AND REGULATIONS"

WHEREAS, The mayor and Council wish to make certain changes to Chapter 131 of the Code of the Town of Elsmere.

**NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE
TOWN OF ELSMERE AS FOLLOWS:**

1. That Section 131-16 be deleted in its entirety and a new Section 131-16 be inserted in its place to read as follows;

131-16 Period of license and date when due and payable.

Beginning November 01, 2012 all licenses required hereunder shall be for the period of November 1st of one year to October 31 of the next ensuing year. All licenses shall be due and payable from the first date on which the same shall be applicable and effective.

2. That Section 131-20 A be deleted in its entirety and a new Section 131-20 A be inserted in its place to read as follows;

131-20 A. Delinquencies; Penalties.

Delinquency dates. All license fees required by this article shall be deemed delinquent if not paid on or before the close of business on the first day of November of each year.

3. That Section 131-20 B be deleted in its entirety and a new Section 131-20 B, be inserted in its place to read as follows;

131-20 B. Penalties.

Penalties. Whenever the license fee required by this article is not paid on or before the delinquency date, in addition to the license fee a penalty equal to 50% of the amount of the license fee shall be imposed and due immediately.

Additionally, Any license fee and or penalty required by this article which remains unpaid at the close of business on the first day of December of each year shall be treated as if the person required to obtain the license had failed to obtain the licenses and therefore shall be subject the penalties contained in Section 131-20 C and D of this article.

May 10, 2012
First and Second Reading

June 14, 2012
Third and Final Reading

Deborah A. Norkavage, Mayor

Joann I. Personti, Secretary

Approved as to form:

Town Solicitor

SYNOPSIS ORDINANCE 555

This ordinance makes the following changes to Chapter 131 of the Code of the Town of Elsmere.

1. The effective date of Business Licenses is changed from April 1st through March 31 of each year to, November 1st of each year through October 31 of the next year.
2. Remove the prorating of license fees.
3. Makes it clear that license fees are delinquent if not paid on or before the close of business on the first day of November of each year.
4. Changes the late fee to 50% of the cost of the proper license fee.
5. Clearly states that any license fee and /or penalty which remain unpaid at the close of business on the first day of December of each year shall be treated as if the person required to obtain the license had failed to obtain the licenses.

Fiscal Impact:

The exact fiscal impact of this Ordinance is unknown at this time and will be evaluated at the end of its first full year of existence. A report will be completed by the Finance Department and submitted to the Mayor and Council detailing the actual fiscal impact of this ordinance during the FY 2013-2104 budget process.